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EXTRAORDINARY

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MINISTRY OF FINANCE

(Department of Revenue)

NOTIFICATION

New Delhi, the 30th October, 1961

G.S.R. 1318.—Under the proviso to article 309 of the Constitution of India, the President is pleased to make the following Rules to regulate the method of direct recruitment of Inspectors in the Income-tax Department:—

RULES

PART I—GENERAL

1. These rules relate to the examination to be held by the Directorate of Inspection (Income-tax) in 1962 for the selection of candidates for appointment to the post of Inspector in the Income-tax Department.

2. For the purpose of these rules—

- (a) "Directorate" means Directorate of Inspection (Income-tax).
- (b) "Commissioner" means Commissioner of Income-tax.
- (c) "Inspector" means Inspector of Income-tax.
- (d) "Scheduled Caste" means any caste, community, race, sect, etc., notified as such by the President of India.
- (e) "Scheduled Tribe" means any caste, community, race, sect, etc., notified as such by the President of India.
- (f) "Priority category candidate" means a candidate belonging to any of the priority categories declared to be such by the Ministry of Home Affairs.

PART II—PERSONS ELIGIBLE TO APPLY

3. A candidate must be—

- (a) a citizen of India; or
- (b) a subject of Sikkim; or
- (c) a subject of a former French possession in India; or
- (d) a person of Indian origin who has migrated from Pakistan with the intention of permanently settling in India;

Provided that, subject to the issue of a certificate of eligibility in his favour, a subject of Nepal or of a Portuguese possession in India may also be appointed to the post:

Provided further that a candidate belonging to category (c) or (d) above must be a person in whose favour a certificate of eligibility has been given by

the Government of India and that if he belongs to category (d) the certificate of eligibility will be valid only for a period of one year from the date of his appointment beyond which he can be retained in service only if he has become a citizen of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to the examination and may also be provisionally appointed subject to the necessary certificate being granted in his favour by the Government.

4. (a) No male candidate who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the life time of such spouse, shall be eligible for appointment on the result of this competitive examination unless the Government of India after being satisfied that there are special grounds for doing so exempt him from the operation of this rule.

(b) No female candidate whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has a wife living at the time of such marriage shall be eligible for appointment on the results of this competitive examination unless the Government of India after being satisfied that there are special grounds for doing so exempt her from the operation of this rule.

5. The decision of the Commissioner as to the eligibility or otherwise of a candidate for admission to the examination shall be final.

PART III—EDUCATIONAL QUALIFICATIONS

6. The minimum academic qualification is first class high second class in Intermediate/Senior Cambridge/Higher Secondary or equivalent examination.

NOTE.—(1) Where an examination does not provide first or second class, candidates who have secured 60 per cent or above of the total marks will be deemed to have passed in the first class, and those who have secured more than 55 per cent but less than 60 per cent of the total marks will be deemed to have passed in high second class.

(2) The undermentioned examinations have been recognised as equivalent to 'Intermediate';—

- (i) Pass in the First Year Examination of the Degree Course of those Indian Universities which have three years degree course.
- (ii) Pre-Professional/Pre-Technological course conducted one year after the pre-university stage of the Madras University or any other University having such a course.
- (iii) Jamia Senior Examination of Jamia Millia Islamia, New Delhi.

PART IV—AGE

7. The candidate must have attained the age of 19 and must not have attained the age of 23 on the 1st July, 1961, i.e., he must have been born not earlier than the 2nd July, 1938 and not later than the 1st July, 1942.

NOTE.—The upper age limit prescribed above will be relaxable:—

- (i) Up to a maximum of five years if the candidate belongs to a Scheduled Caste or a Scheduled Tribe.
- (ii) Up to a maximum of three years if the candidate is a *bona fide* displaced person from Pakistan.
- (iii) Up to a maximum of eight years if the candidate belongs to a Scheduled Caste or a Scheduled Tribe and is also a *bona fide* displaced person from Pakistan.
- (iv) Up to a maximum of five years if the candidate is a resident of the former French Settlements which have now become part of India and has been receiving his education through the medium of French.
- (v) Up to maximum of four years if the candidate is a resident of the Andaman or Nicobar Islands.
- (vi) Up to the age of 30 on the 1st January, 1962 in the case of departmental candidates who have completed two years' service in the

Income-tax Department. This concession will be admissible also to the following categories of candidates:—

- (a) Persons who have come on deputation to the office of the Central Board of Revenue from the Income-tax Department and are holding 'excluded' posts;
- (b) the staff working in the Directorates of Inspection (Income-tax)/ (Investigation)/(Research, Statistics and Publication);

A candidate belonging to category (a) above can avail of the concession only in his parent Income-tax charge.

N.B.—Candidates who are admitted in the examination under age concession admissible to departmental candidates, will not be eligible for appointment if, after submitting applications, they resign from service either before or after taking the examination.

PART V—STANDARD AND SYLLABUS OF THE EXAMINATION

8 The subjects of the examination, the time allowed and the maximum marks for each subject will be as follows:—

A	Subject	Time allowed	Maximum Marks.
1.	General English	3 hours.	150 marks
2.	General Knowledge.	2 hours	150 marks.
3	Arithmetic	2 hours.	100 marks.
B	Interview.	—	100 marks.

9 The syllabus of the examination will be as follows:—

General English—Candidates will be required to write an Essay in English on one of the several specified subjects, to write a *precis* and to draft letters, memoranda, etc., making use of given matters

General Knowledge—Knowledge of current events and such matters of every day observation and experience in their scientific aspects as may be expected of an educated person who has not made a special study of any scientific subject. The paper will also include questions on History of India and Geography of a nature which a candidate should be able to answer without special study.

Arithmetic—Questions of matriculation standard.

10 All question papers will be answered in English.

11 Candidates shall write the papers in their own hand. In no circumstances will they be allowed the help of an amanuensis (scribe) to write down answers for them

12 Only candidates who secure the percentage of marks prescribed by the Directorate will be called for interview

PART VI—FEE.

13. Candidates must pay the following fees:—

Application and examination fee of Rs. 7 50 nP (Rupees 1.87 nP. in the case of candidates belonging to a Scheduled Caste or Scheduled Tribe) of which Re. 1 should be paid by Crossed Indian Postal Order when asking for application form and connected documents, and the balance in the form of CROSSED Indian Postal Order is payable to the Commissioner concerned at his Headquarters. Fees once paid will not be refundable on any account.

PART VII—ADMISSION TO THE EXAMINATION

14 Candidates will have to choose a centre within the charge of the Commissioner to whom they apply. No candidate will be admitted to the examination unless he holds a certificate of admission from the Commissioner whose decision in the matter will be final

15 A candidate found guilty of impersonation, or of submitting fabricated documents or documents which have been tampered with, or of making statements which are incorrect or false or suppressing material information, or of

using or attempting to use unfair means in the examination hall or otherwise resorting to any other irregular or improper means for obtaining admission to the examination may, in addition to rendering himself liable to a criminal prosecution, be debarred, either permanently or for a specified period, from employment under the Central Government.

16. No documents except those required in the application form will be taken into consideration. Any attempt on the part of a candidate to obtain support for his candidature by any means shall disqualify him for admission.

PART VIII—TRAVELLING ALLOWANCE

17. No Travelling Allowance would be admissible either for appearing in the examination or for the interview.

PART IX—APPOINTMENT OF SUCCESSFUL CANDIDATES

18. The Commissioner shall prepare a list of a suitable number of successful candidates of his charge in the order of their merit and in that order candidates up to the number of reserved and unreserved vacancies will be offered appointment as Inspector in his charge, provided that successful candidates belonging to the priority categories currently registered as such at the Employment Exchange will be given first preference irrespective of their ranking.

19. The candidates will in the first instance be appointed on probation for a period of two years. During that period they will receive a fixed pay of Rs. 210 plus the usual allowances and will be required to pass a departmental examination. Those who fail to qualify in the departmental examination will be liable to be discharged without assigning any reasons.

NOTE.—Success in the examination confers no right to appointment unless Government are satisfied, after such enquiry as may be considered necessary, that the candidate is suitable in all respects for appointment.

PART X—DOCUMENTS TO BE SENT ALONG WITH APPLICATION FORM

20. *Crossed Indian Postal Orders.*—All postal orders should bear the signature of the issuing Post Master and a clear stamp of the Issuing Post Office. All Postal Orders should be CROSSED and made payable to the Commissioner concerned at the Post Office located at his headquarters. In no case will Postal Orders payable at any other Post Office be accepted. Defaced or mutilated Postal Orders will also not be accepted.

21. *A certificate of age.*—A copy duly attested by a Gazetted Officer who should give his name and designation in full, of the Matriculation Certificate or the Secondary School Leaving Certificate or a certificate recognised by an Indian University as equivalent to Matriculation or an extract from a Register of Matriculates maintained by a University, duly certified by the proper authority of the University, in support of age.

NOTE.—Displaced persons who have lost their original Matriculation Certificate in Pakistan, should obtain a duplicate certificate from the University concerned. If they are unable to obtain a duplicate Matriculation Certificate from the University, they should submit an extract from the University Gazette in which their results were published showing their date of birth and certified by the Registrar or the Headmaster.

22. *Testimonials.*—Candidates who are not already employed in Government service must submit copies of two testimonials of a recent date from two responsible persons not related to them. These copies should be attested by a Gazetted Officer. The signatory of the testimonials as well as the Attesting Officer should give his name and designation in full.

23. *A certificate of educational qualification.*—Candidates must submit a copy of a certificate or diploma showing that they possess the qualifications prescribed for the post, duly attested by a Gazetted Officer who should give his name and designation in full.

24. *Two copies of photograph.*—Candidates must submit two passport size copies of their recent photograph, one of which should be pasted on the first page of the application form and the other should be firmly attached with the application form. Each copy of photograph should be signed in ink on the front by the candidate.

25. A candidate who claims to belong to one of the Scheduled Castes or Scheduled Tribes should submit in support of his claim a certificate, in original in the form given below from the District Officer or the Sub-Divisional Officer or any other competent Officer indicated thereunder of the district in which his parents (or surviving parent) ordinarily reside and if both his parents are dead, of the district in which he himself ordinarily resides otherwise than for the purpose of his own education if he is receiving education in a different district.

Certificate to be produced by Scheduled Caste and Scheduled Tribe candidates applying for appointment to posts under the Government of India.

This is to certify that son of
of village....., District/Division.....
in the....., State..... belongs to the.....
community which is recognized as a Scheduled Caste/Scheduled Tribe under the
Scheduled Castes and Scheduled Tribes Lists (Modification) Order, 1956, read
with the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1956.
Shri..... and/or his family ordinarily reside(s) in the
..... District/ Division of the..... State/Union
Territory.....

Place.....

Date.....

Signature.....

*Designation with Seal of office

(Please see foot note).

.....State/Union Territory.

N.B.—The term *ordinarily reside* used here will have the same meaning as in Section 20 of the Representation of Peoples Act, 1950.

26. (i) A displaced person claiming age concession should produce an attested copy of his Refugee Registration Card or a Certificate from a Gazetted Officer or the District Magistrate of the area in which he may for the time being the resident to show that he is a *bona fide* displaced person.

(ii) A candidate from the former French Settlements which have now become part of India, claiming age concession, should send an attested copy of a certificate from the Principal of the College he has graduated from to show that he has been receiving education through the medium of French.

(iii) A candidate from the Andaman or Nicobar Islands claiming age concession should send a certificate of residence from the Chief Commissioner or Deputy Commissioner.

27. (a) A person in whose case a certificate of eligibility is required should apply to the Government of India, Ministry of Home Affairs, for issue of the certificate of eligibility in his favour.

*Officers competent to issue Caste Certificates:—

- (i) District Magistrate/Additional District Magistrate/Collector/Deputy Commissioner./Additional Deputy Commissioner/Deputy Collector/
1st Class Stipendary Magistrate/[Sub-Divisional, Magistrate, Taluk
Magistrate/Executive Magistrate] Extra Assistant Commissioner.
@ (Not below the rank of 1st Class Stipendary Magistrate.)
- (ii) Chief Presidency Magistrate/Additional Chief Presidency Magistrate/
Presidency Magistrate.
- (iii) Revenue Officer not below the rank of Tehsildar.
- (iv) Sub-Divisional Officer of the area where the candidate and/or his
family normally resides.
- (v) Certificate issued by Gazetted Officer of Central or of a State Govern-
ment countersigned by the District Magistrate concerned.
- (vi) Administrator/Secretary to Administrator (Laccadive, Minicoy and
Amindivi Island).

(b) If a certificate of eligibility is not necessary in the case of a person who has migrated from Pakistan, he should produce an affidavit sworn before a First Class Magistrate in one of the following forms, whichever may be applicable to him:—

- (i) "I declare that I migrated to India from areas which now form Pakistan before the 19th July, 1948 and have ordinarily been resident in India since then."
- (ii) "I declare that I migrated to India from areas which now form Pakistan after the 18th July, 1948 and have ordinarily been resident in India since then and I further declare that I had got myself registered as a citizen of India before the 26th January, 1950."
- (iii) "I declare that I migrated to India from Pakistan and entered the Union Services without a certificate of eligibility before the commencement of the Constitution i.e. 26th January, 1950, and am continuing in such service since then without a break."

28. A candidate who claims to belong to one of the Priority categories should produce the following certificate in original from the Employment Exchange where he is so registered:

This is to certify that _____ son/daughter/wife of _____ who is currently registered in this Employment Exchange and whose registration No. is _____ belongs to priority category No. _____ for the purpose of employment in Government service in accordance with the Ministry of Home Affairs O.M. No. 71/49/54-DGS(c), dated 31st August, 1954.

(Seal)

Employment Exchange Officer.

29. Candidate selected for appointment will be required to produce the original certificates of which they have furnished attested copies with their application.

[No. F. 12/2/61-Adm.VII.]
V. V. CHARI, Jt., Secy.